

08/07/00
JC894 U.S. PTO

08-09-00
UTILITY DIVISIONAL PATENT APPLICATION TRANSMITTAL
(For new nonprovisional applications under 37 CFR 1.53(d))

#21A
10-24-00
M.L.
JC882 U.S. PTO
09/633200
08/07/00

Attorney Docket No.: 4147-7-1DIV4

Inventors: Michael C. Kiefer of 401 Wright Court, Clayton, California 94517
Philip J. Barr of 152 Hillcrest Road, Berkeley, California 94705

Express Mail Label No.: EL417665782US

Title: "NOVEL APOPTOSIS-MODULATING PROTEINS, DNA ENCODING THE PROTEINS AND METHODS OF USE THEREOF"

Group Art Unit:

Examiner:

Commissioner of Patents
Box Patent Application
Washington, DC 20231

This is a Divisional application of pending prior application Serial No. 08/320,157, filed February 14, 1998. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference.

Enclosed for filing with the above-identified utility patent application, please find the following:

1. ☒ Copy of Oath/Declaration from the above-referenced pending prior application (37 CFR 1.63(d))
2. ☒ Return Postcard (MPEP 503) (should be specifically itemized)
3. ☒ A check in the amount of \$690.00 is enclosed.
4. ☒ Other: Copy of the Request for Extension of Time of 3 Months submitted in pending prior application Serial No. 08/320,157.

FEE CALCULATION:

Cancel in this application original Claims 1-31 and 39-58 of the prior application before calculating the filing fee.

	(COL. 1) NO. FILED				(COL. 2*) NO. EXTRA		SMALL ENTITY			LARGE ENTITY	
							RATE	FEE		RATE	FEE
BASIC FEE:								\$345.00	OR		\$690.00
TOTAL CLAIMS:	7	-	20		0		X \$9 =		OR	X \$18 =	\$0.00
INDEP. CLAIMS:	2	-	3		0		X \$39 =		OR	X \$78 =	\$0.00
MULTIPLE DEPENDENT CLAIMS							+ \$130 =		OR	+\$260 =	\$0.00
*IF THE DIFFERENCE IN COL. 2 IS LESS THAN ZERO, ENTER "0" IN COL. 2.							TOTAL:				\$690.00

OTHER INFORMATION:

1. ☒ The Commissioner is hereby authorized to debit any underpayments or credit any overpayment to Deposit Account No. 19-1970.
2. ☒ The Commissioner is hereby authorized to charge all required fees for extensions of time under §1.17 to Deposit Account No. 19-1970.

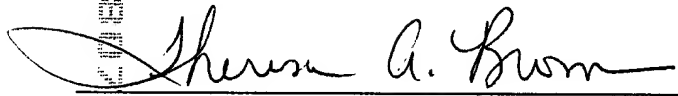
3. ☐ Foreign Prior benefits are claimed under 35 USC §119 _____ Patent Application Serial No. _____ filed _____.
4. ☒ The Power of Attorney appears in the original papers of the prior pending application.
5. ☒ The prior application is assigned to LXR Biotechnology, Inc..
6. ☐ This application is being filed by less than all of the inventors named in the pending prior application. The Commissioner is requested to delete the name(s) of the following person(s) from the prior application who are not inventors being claimed in the application: .
7. ☒ This is a sequence case. The computer readable form in this application is identical with that filed in the prior application, Serial No. 08/320,157, filed February 14, 1998. In accordance with 37 CFR 1.821(3), please use the computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used in the instant application. A paper copy of the Sequence Listing is included in the present filing of the instant application. Attorney for Applicants hereby asserts pursuant to 37 CFR § 1.821(f) that the content of the paper copy submitted herewith is identical to the computer readable form submitted in Application No. 08/320,157, filed February 14, 1998.

8. Correspondence address:

Theresa A. Brown
SHERIDAN ROSS P.C.
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
Telephone: (303) 863-9700
Facsimile: (303) 863-0223

Respectfully submitted,

SHERIDAN ROSS P.C.


Theresa A. Brown
Registration No. 32,547

Date: 7 August 2000